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June 30, 2004

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To: Examiner Shalie A. Manlove
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Applicants : Sturgill et al.
Serial No. : 10/037,576
Filed : January 4, 2002
Title : NON-TOXIC CORROSION-PROTECTION PIGMENTS
BASED ON COBALT
Docket : UVD 0279 PA / 40815.320
Examiner : Manlove, Shalie A.
Art Unit : 1755
Confirmation No. : 6508

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

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Patricia L. Prior
Patricia L. Prior - Attorney Reg. No. 33,758

Sir:

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

This paper is being filed in response to the Office Action mailed on June 17, 2004. The Examiner indicated that the reply was not fully responsive because the Applicants did not make a species election.

In the previous Response to Restriction/Election Requirement, dated March 16, 2004, Applicants elected Group I (claims 1-74, 101 and 102) without traverse.

Also in the previous Response to Restriction/Election Requirement, applicants provisionally elected, with traverse, claims 1-8, 11-39, 42-63, 66-74 and 101-102 for initial prosecution on the merits.

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Although applicants did not specify, this election was for organic valence stabilizers and cationic solubility control agents. Therefore, applicants provisionally elect, with traverse, claims 1-8, 13-39, 42-63, 66-74 and 101-102 for initial prosecution on the merits (claims 11-12 depend from claim 9 and should not have been included).

Claims 1-74 and 101-102 were said to be generic to a plurality of disclosed patentably distinct species comprising cationic and anionic solubility control agents, as well as organic and inorganic valence stabilizers. Therefore, applicants respectfully traverse the present species election requirement because upon the allowance of a generic claim, applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim. *See* 37 CFR §1.141.

Applicants respectfully submit that the application is in condition for allowance. The Examiner is encouraged to contact the undersigned to resolve efficiently any formal matters or to discuss any aspects of the application or of this response. Otherwise, early notification of allowable subject matter is respectfully solicited.

Respectfully submitted,

DINSMORE & SHOHL LLP

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